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May 18, 1992

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(MAY 18 1992

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BY HAND DELIVERY

Federal Communications Commission
Office of the Secretary

Ms. Donna Searcy
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

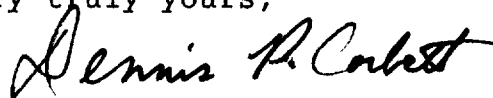
Re: MM Docket No. 92-56
RM-7551

Dear Ms. Searcy:

On behalf of Ammerman Enterprises, Inc., permittee of new FM radio station KXGJ on Channel 241C2 at Bay City, Texas, I am transmitting herewith an original and four copies of its Comments in response to the Notice of Proposed Rule Making, DA 92-315, released March 25, 1992.

Should there be any questions concerning this matter, please contact the undersigned.

Very truly yours,



Dennis P. Corbett

DPC:kb
Enclosures

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ORIGINAL

BEFORE THE
Federal Communications Commission
WASHINGTON, D.C. 20554

In the Matter of)	MM Docket No. 92-56	
)		
Amendment of Section 73.202(b),)	RM-7551	RECEIVED
Table of Allotments)		
FM Broadcast Stations)		
(Bay City and Edna, Texas))		MAY 18 1992

Federal Communications Commission
Office of the Secretary

COMMENTS OF AMMERMAN ENTERPRISES, INC.

Ammerman Enterprises, Inc. ("Ammerman"), permittee of new FM radio station KXGJ on Channel 241C2 at Bay City, Texas, by its attorneys and pursuant to Sections 1.415 and 1.420 of the Commission's Rules, hereby submits the following comments in response to the Notice of Proposed Rule Making in the above-captioned proceeding, DA 92-315, released March 25, 1992 (Allocations Branch) ("Notice").

The Notice addresses a petition for rule making that was filed by Ammerman on October 5, 1990. The Commission proposes to amend Section 73.202(b) of the Rules, the FM Table of Allotments, by substituting Channel 269C1 for Channel 241C2 at Bay City, Texas, and modifying Ammerman's construction permit to specify the upgraded channel.^{*/} To accommodate the proposed Bay City allotment, the Commission also proposes to substitute Channel 241A for vacant but applied for Channel 269A at Edna, Texas.

^{*/} The Notice makes clear that under Section 1.420(g)(3) of the Rules, the Commission will not accept any competing expressions of interest for use of Channel 269C1 at Bay City. Notice at n.1.

Ammerman herein affirms its support for the channel allotment and permit modifications that are proposed in the Notice. In this regard, Ammerman incorporates by reference the public interest, legal, and engineering showings it made in its October 5, 1990 Petition for Rule Making.

Ammerman specifically states that it intends to apply for authority to modify its permit (or license as the case may be) to specify operation on FM Channel 269C1 at Bay City, if allotted, and to construct the upgraded facility promptly upon receipt of the requisite authorization.

Conclusion

For the foregoing reasons, Ammerman respectfully requests the Commission to substitute FM Channel 269C1 for Channel 241C2 at Bay City, Texas; to modify the Ammerman construction permit to specify operation on the upgraded channel; and to substitute Channel 241A for a Channel 269A at Edna.

Respectfully submitted,

AMMERMAN ENTERPRISES, INC.

By:


Dennis P. Corbett

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May 18, 1992

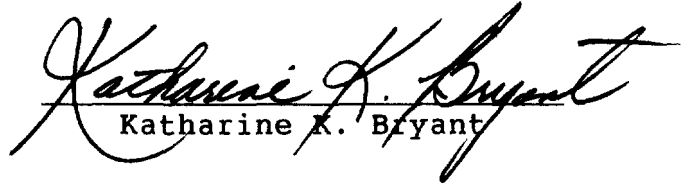
Its Attorneys

CERTIFICATE OF SERVICE

I, Katharine K. Bryant, do hereby certify that a copy of the foregoing "Comments of Ammerman Enterprises, Inc." was mailed, United States first-class postage prepaid, this 18th day of May, 1992 to the following:

*Michael C. Ruger
Acting Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W.
Room 8318
Washington, D.C. 20554

Mr. Robert M. Mason
1943 Greenview
North Brook, IL 60062


Katharine K. Bryant

*By Hand Delivery